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Attorneys for Defendant
ROSITA SIERRA-MEDRANO

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROSITA SIERRA-MEDRANO,

Defendant.

No. 1:03-cr-05237-AWI-1

**STIPULATED MOTION AND ORDER TO
REDUCE SENTENCE PURSUANT TO 18
U.S.C. § 3582(c)(2)**

RETROACTIVE DRUGS-MINUS-TWO
REDUCTION CASE

Judge: Honorable ANTHONY W. ISHII

Defendant, ROSITA SIERRA-MEDRANO, by and through her attorney, Assistant Federal Defender David M. Porter, and plaintiff, UNITED STATES OF AMERICA, by and through its counsel, Assistant U.S. Attorney Kathleen A. Servatius, hereby stipulate as follows:

1. Pursuant to 18 U.S.C. § 3582(c)(2), this Court may reduce the term of imprisonment in the case of a defendant who has been sentenced to a term of imprisonment based on a sentencing range that has subsequently been lowered by the Sentencing Commission pursuant to 28 U.S.C. § 994(o);

2. On November 22, 2005, this Court sentenced Ms. Sierra-Medrano to a term of 168 months imprisonment;

3. Her total offense level was 35, her criminal history category was II, and the resulting guideline range was 188 to 235 months, but she received a downward variance based on the factors set forth in 18 U.S.C. § 3553(a);

4. The sentencing range applicable to Ms. Sierra-Medrano was subsequently lowered by the United States Sentencing Commission in Amendment 782, made retroactive on July 18, 2014, see 79 Fed. Reg. 44,973, with an effective date of any such reduction as of November 1, 2015;

5. Ms. Sierra-Medrano's total offense level has been reduced from 35 to 33, and her amended guideline range is 151 to 188 months; and,

6. Accordingly, the parties request the Court enter the order lodged herewith reducing Ms. Sierra-Medrano's term of imprisonment to a total term of 151 months.

Respectfully submitted,

Dated: January 6, 2015

BENJAMIN B. WAGNER
United States Attorney

Dated: January 6, 2015

HEATHER E. WILLIAMS
Federal Defender

/s/ Kathleen A. Servatius
KATHLEEN A. SERVATIUS
Assistant U.S. Attorney

/s/ David M. Porter
DAVID M. PORTER
Assistant Federal Defender

Attorney for Plaintiff
UNITED STATES OF AMERICA

Attorney for Defendant
ROSITA SIERRA-MEDRANO

ORDER

This matter came before the Court on the stipulated motion of the defendant for reduction of sentence pursuant to 18 U.S.C. § 3582(c)(2).

The parties agree, and the Court finds, that Ms. Sierra-Medrano is entitled to the benefit Amendment 782, which reduces the total offense level from 35 to 33, resulting in an amended guideline range of 151 to 188 months.

IT IS HEREBY ORDERED that the term of imprisonment imposed in November 2005 is reduced to a term of 151 months, effective as of November 1, 2015.

IT IS FURTHER ORDERED that all other terms and provisions of the original judgment remain in effect. The clerk shall forthwith prepare an amended judgment reflecting the above reduction in sentence, effective as of November 1, 2015, and shall serve certified copies of the

1 amended judgment on the United States Bureau of Prisons and the United States Probation
2 Office.

3 Unless otherwise ordered, Ms. Sierra-Medrano shall report to the United States Probation
4 Office within seventy-two hours after her release.

5 IT IS SO ORDERED.

6 Dated: January 6, 2015

7 
8 SENIOR DISTRICT JUDGE